

Court of the United States for said district a libel praying seizure and condemnation of 17 boxes of laxative quinine tablets and 9 boxes of Kroy Wen All Healing ointment, remaining in the original unbroken packages at New Haven, Conn., alleging that the articles had been shipped by the Manhattan Drug Co., from Brooklyn, N. Y., on or about March 6, 1929, and transported from the State of New York into the State of Connecticut, and charging misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that the laxative quinine tablets contained acetanilide, cinchona alkaloids, camphor, podophyllum extract, capsicum, and gelsemium extract; and that the Kroy Wen All Healing ointment consisted essentially of phenol, zinc oxide, boric acid, sulphur, and a volatile oil incorporated in a mixture of wax and wool fat.

It was alleged in the libel that the articles were misbranded in that the following statements regarding the curative and therapeutic effects of the said articles, (laxative quinine tablets, carton) "For LaGrippe, Coughs * * * An efficient remedy for LaGrippe, Coughs * * * Neuralgia, Acute Catarrh and Bronchitis. * * * will * * * arouse the liver and stimulate the system so as to overcome the infection. * * * After relieved," (circular) "These Tablets * * * will relieve La Grippe, Coughs * * * Neuralgia, Acute Catarrh, or Bronchitis. * * * These tablets will also arouse the liver and stimulate the system, so as to overcome and expel the infection. The best results will be obtained * * * Take until the cough is relieved * * * After the cough is relieved," (Kroy Wen All Healing ointment, carton) "A * * * Healing Nutritive Emollient for wounds, fresh and old sores, * * * bites, piles or hemorrhoids, ulcers, eczema, salt rheum, itch, ringworm, scald head and all skin diseases. An * * * healing preparation, containing wonderful healing properties combined with * * * healing base. * * * All Healing Ointment," (label on cover of metal box) "All Healing Ointment. A * * * healing, nutritive emollient for wounds, sores * * * bites, piles, ulcers, eczema and all skin diseases. * * * Apply freely to afflicted parts," (circular) "All Healing Ointment * * * It carries the relieving, * * * healing * * * properties of the ointment all through the tissues where they are most needed. This Emmollient contains the Healing * * * properties * * * With a * * * Healing Base. * * * It * * * heals and forms new healthy tissue, in Old Sores, Ulcers, Wounds and all offensive non-healing eruptive surface skin diseases accompanied by a discharge. It is a specific for Piles, Hemorrhoids, Eczema, Salt-rheum, Itch, Ringworm, Scald-head, Bites, * * * all Skin Diseases * * * It is * * * healing remedy for Catarrh, * * * Influenza, Hay fever, and all diseases of the Mucous Membrane of the Nasal Passages * * * Apply freely to afflicted parts * * * In the Treatment of Old Sores * * * For the Treatment of Catarrh," were false and fraudulent in that the articles contained no ingredients or combinations of ingredients capable of producing the effects claimed.

On May 14, 1929, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16574. Misbranding of Neuro-Nerve powders. U. S. v. 11 Dozen Packages of Neuro-Nerve Powders. Consent decree of condemnation, forfeiture, and destruction. (F. & D. No. 23425. I. S. No. 03099. S. No. 1596.)

On February 19, 1929, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 11 dozen packages of Neuro-Nerve powders, remaining in the original unbroken packages at Hartford, Conn., alleging that the article had been shipped by the Neuro Chemical Co., West New Brighton, N. Y., on or about January 18, 1929, and transported from the State of New York into the State of Connecticut, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that the powders contained acetylsalicylic acid, acetphenetidin, and caffeine.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article, (carton) "Neuro-Nerve Powders Will give prompt relief in obstinate

cases of neuralgia, toothache * * * and la grippe," (wholesale carton) "Neuro-Nerve Powders * * * Will Give Prompt Relief for * * * Neuralgia, Sciatica, Toothache, Grippe and all Nerve Pains," (circular) "For the relief of Neuralgia * * * Toothache, Sore Throat, LaGrippe, Sciatica and all nerve pains. These Powders have a special action upon the nervous system, and will relieve instantly all nerve pains * * * Neuralgia—the most severe cases are relieved in a few minutes. Place a powder on the tongue and wash down with water; repeat in one hour if necessary. Women find these powders invaluable in painful menstruation. * * * Toothache—This unpleasant affliction will be radically relieved in from five to ten minutes. LaGrippe—To effect a relief take a Neuro-Nerve Powder every three hours. Sore Throat—One Powder every two or three hours; a physic is advisable at first. Sciatica—is relieved after the first or second dose," were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On March 7, 1929, by consent of the claimant, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16575. Misbranding of Luft's cold, grippe, and influenza tablets. U. S. v. 121 1/6 Dozen Packages of Luft's Cold, Grippe, and Influenza Tablets. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 23380. I. S. No. 0119. S. No. 1559.)

On February 14, 1929, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 121 1/6 dozen packages of Luft's cold, grippe, and influenza tablets, remaining in the original unbroken packages at San Francisco, Calif., alleging that the article had been shipped by the George W. Luft Co. (Inc.), from Long Island City, N. Y., in part on or about November 30, 1928, and in part on or about January 4, 1929, and transported from the State of New York into the State of California, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of acetylsalicylic acid, phenolphthalein, capsicum, and traces of the alkaloids of aconite and belladonna.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article were false and fraudulent in that it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Top of tin container) "Grippe and Influenza Tablets;" (circular) "Most serious illnesses grow from trivial beginnings. Today's * * * attack of grippe, when neglected may easily become tomorrow's pneumonia. A fagged, rundown condition most frequently is nature's warning of sickness; at best, it indicates a weakened resistance and leaves the door open to the first epidemic that comes your way. How much easier to relieve the * * * grippe attack quickly with a simple, wholesome remedy. * * * Grippe-Influenza Tablets. Grippe, influenza and pneumonia usually manifest themselves, at first, as simple colds. * * * Grippe and influenza Tablets will * * * quickly break it up, by stimulating the disease-resisting properties of the body. * * * Taken at the first sign of a cold, you may rest assured that it will never develop into anything serious."

On July 11, 1929, the George W. Luft Co. (Inc.), Long Island City, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$243, conditioned in part that it be made to conform with the provisions of the Federal food and drugs act under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*